



SCOTTSDALE BOARD OF ADJUSTMENT
KIVA-CITY HALL
3939 DRINKWATER BOULEVARD
SCOTTSDALE, ARIZONA

WEDNESDAY, JUNE 5, 2019

DRAFT SUMMARIZED MEETING MINUTES

PRESENT: Paul Garry, Chairman
Gary Donahoe, Vice Chair
Alper Adli, Board Member
Michael Gonzalez, Board Member
Brian Kaufman, Board Member
Jay Leopold, Board Member

ABSENT: Joseph Dawson, Board Member

STAFF: Brad Carr
Sherry Scott
Nate Tonnemacher
Jeff Barnes
Andrew Chi
Casey Steinke
Steve Perone
Melissa Berry
Chris Zimmer

ADMINISTRATIVE REPORT

1. Identify supplemental information, if any, related to the June 5, 2019 Board of Adjustment agenda items, and other correspondence.

THE BOARD RECEIVED ADDITIONAL COMMENTS REGARDING AGENDA ITEMS #4 AND #6.

* Note: These are summary action minutes only. A complete copy of the meeting audio is available on the Board of Adjustment page on ScottsdaleAZ.gov, search "Board of Adjustment".

MINUTES

2. Review and possible approval of May 1, 2019 Board of Adjustment Regular Meeting Minutes.

VICE CHAIR DONAHOE MADE A MOTION TO APPROVE THE MAY 1, 2019 BOARD OF ADJUSTMENT REGULAR MEETING MINUTES AS PRESENTED, 2ND BY BOARD MEMBER LEOPOLD. THE MOTION CARRIED UNANIMOUSLY IN FAVOR BY CHAIR GARRY, VICE CHAIR DONAHOE, BOARD MEMBER ADLI, BOARD MEMBER KAUFMAN, BOARD MEMBER GONZALEZ, AND BOARD MEMBER LEOPOLD WITH AN AYE VOTE OF SIX (6) TO ZERO (0).

REGULAR AGENDA

3. 4-BA-2019 (Gebhard Variance)

Request by owner for variances to the City of Scottsdale Zoning Ordinance, Section 5.504.F. pertaining to the minimum separation between a main building and an accessory structure, Sections 5.504.I.1.b. and 7.200.A.2. pertaining to an accessory structure located in the required side yard, and Sections 5.504.I.1.c. and 7.200.A.4.a. pertaining to minimum setback from a side property line, for an accessory structure.

Applicant/owner: Karen Gebhard

VICE CHAIR DONAHOE MADE A MOTION TO DENY THE VARIANCE REQUESTS, 2ND BY BOARD MEMBER ADLI. THE MOTION CARRIED UNANIMOUSLY BY CHAIR GARRY, VICE CHAIR DONAHOE, BOARD MEMBER ADLI, BOARD MEMBER GONZALEZ, BOARD MEMBER KAUFMAN, AND BOARD MEMBER LEOPOLD WITH AN AYE VOTE OF SIX (6) TO ZERO (0).

4. 5-BA-2019 (Horrigan Variance)

Request by owner for variances to the City of Scottsdale Zoning Ordinance, Section 5.504.E.5 pertaining to the required front yards on a corner lot, Section 5.504.H.1.a pertaining to the required rear yard, and Section 5.504.G.3 pertaining to wall height in the required front yard, for a property with Single-Family Residential (R1-7) zoning located at 801 N. 77th Street.

Applicant: John Horrigan

BOARD MEMBER LEOPOLD MADE A MOTION TO APPROVE VARIANCES #1 AND #2 LIMITED TO THE EXISTING ENCROACHMENTS ONLY (ATTACHMENT #7), 2ND BY BOARD MEMBER ADLI. THE MOTION CARRIED BY CHAIR GARRY, VICE CHAIR DONAHOE, BOARD MEMBER ADLI, BOARD MEMBER GONZALEZ, AND BOARD MEMBER LEOPOLD WITH AN AYE VOTE OF FIVE (5) TO ZERO (0) WITH BOARD MEMBER KAUFMAN RECUSING HIMSELF.

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VICE CHAIR DONAHOE MADE A MOTION TO DENY VARIANCE #3, 2ND BY BOARD MEMBER ADLI. THE MOTION CARRIED BY CHAIR GARRY, VICE CHAIR DONAHOE, BOARD MEMBER ADLI, BOARD MEMBER GONZALEZ, AND BOARD MEMBER LEOPOLD WITH AN AYE VOTE OF FIVE (5) TO ZERO (0) WITH BOARD MEMBER KAUFMAN RECUSING HIMSELF.

Angelita Flores, Consuelo Leyva, Aurora Dempsey, and Brady Belskus all spoke regarding the project.

5. 6-BA-2019 (9716 E. Cholla Street Variance)

Request by owner for a variance to the City of Scottsdale Zoning Ordinance Section 5.204.G, pertaining to raising an existing block wall along the Kalil Drive front yard setback from three (3) feet in height up to seven (7) feet, four (4) inches in height, for a property with Single-Family Residential (R1-35) zoning located at 9716 E. Cholla St.

Applicant/owner: Shirley Pontious

BOARD MEMBER KAUFMAN MADE A MOTION TO DENY THE VARIANCE REQUEST, 2ND BY VICE CHAIR DONAHOE. THE MOTION CARRIED UNANIMOUSLY BY CHAIR GARRY, VICE CHAIR DONAHOE, BOARD MEMBER ADLI, BOARD MEMBER GONZALEZ, BOARD MEMBER KAUFMAN, AND BOARD MEMBER LEOPOLD WITH AN AYE VOTE OF SIX (6) TO ZERO (0).

John Iannetta, Patty Badenoch, Mariette Kort, and Susan Wheeler all spoke regarding the project.

6. 7-BA-2019 (Castles Residence)

Request by owner for a variance to the City of Scottsdale Zoning Ordinance, Section 5.034.E.1.a. pertaining to a front yard setback, for a property with Single-family Residential, Environmentally Sensitive Lands, Foothills Overlay (R1-70 ESL FO) zoning.

Applicant/owner: Aaron Bishop/John Castles

BOARD MEMBER LEOPOLD MADE A MOTION TO APPROVE THE VARIANCE REQUEST, 2ND BY BOARD MEMBER GONZALEZ. THE MOTION CARRIED UNANIMOUSLY BY CHAIR GARRY, VICE CHAIR DONAHOE, BOARD MEMBER ADLI, BOARD MEMBER GONZALEZ, BOARD MEMBER KAUFMAN, AND BOARD MEMBER LEOPOLD WITH AN AYE VOTE OF SIX (6) TO ZERO (0).

ADJOURNMENT

With no further business to discuss, the regular session of the Board of Adjustment adjourned at 9:00 PM

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